



Indiana Department of Environmental
Management
Office of Water Quality
Wetlands Section

Publication Date:
March 8, 2011

IDEM ID Number:
2010-352-87-DDC-A

PUBLIC HEARING

Corps of Engineers ID Number:
LRL-2010-218-gjd

To all interested parties:

This letter shall serve as a formal notice for a public hearing scheduled for April 7, 2011. Liberty Mine, LLC has applied to the Indiana Department of Environmental Management for a Section 401 Water Quality Certification for the placement of fill material into waters of the State of Indiana. IDEM will be soliciting public comment to assist with its evaluation as to whether the proposed project complies with Indiana's water quality standards set forth in 327 IAC 2 and other applicable provisions of state law and the Clean Water Act.

1. Applicant: Liberty Mine, LLC
528 Main Street, Suite 202
Evansville, IN 47708

2. Agent: Wetland Services, Inc.
3880 Trigg Turner Road
Corydon, KY 42406

3. Project location: Sections 5,6,7,8, & 18, Township 5 South, Range 8 West, Boonville, IN USGS Quad, Warrick County
The proposed project is located approximately 7.5 miles west of Boonville, IN off of New Harmony Road.

4. Affected waterbody: Unnamed Tributaries to Squaw Creek, Squaw Creek, Forested Wetlands, Scrub-Shrub Wetlands, Emergent Wetlands, and Open Waters

5. Project Description: The applicant proposes to fill 6,212 linear feet of ephemeral streams, 5,183 linear feet of intermittent streams, and 8,948 linear feet of perennial streams, 35.5 acres of forested wetlands, 6.4 acres of palustrine unconsolidated bottom wetlands, 0.8 acre of scrub-shrub wetlands, 63.3 acres of emergent wetlands; and 206.9 acres of open water. The purpose of the work is to open a surface mining operation to extract all economically recoverable coal. As compensatory mitigation for stream impacts, the applicant proposes to construct 17,237 linear feet of stream with 100 feet wide wooded riparian corridor. As compensatory mitigation for wetland impacts, the applicant has proposed to construct a combination of onsite and offsite mitigation. Specifically, the applicant shall construct 120 acres of forested wetland onsite. The off site location is 80 acres, which shall include 41.5 acres of reforestation with native tree species, and enhance 30 acres of existing forest with hard mast tree species and cypress plantings; and protection of two open water features that total 8.5 acres.

Scope of Hearing: IDEM will consider all comments and information presented at this meeting related to water quality or possible adverse impacts of the proposed project on water quality. IDEM cannot consider comments related to any other issue or concern.

Public Hearing: **Date:** April 7, 2011
Time: 6:00-8:00PM Central Time
Location: Booneville Public Library
611 West Main Street
Boonville, IN 47601-1500

Questions? Additional information may be obtained from Mr. David Carr, Project Manager, at 317-234-6350. Please address all correspondence to the project manager and reference the IDEM project identification number listed on this notice. Indicate if you wish to receive a copy of IDEM's final decision. Written comments and inquiries may be forwarded to -

Indiana Department of Environmental Management
100 North Senate Avenue
MC65-42 WQS IGCN 1255
Indianapolis, Indiana 46204-2251
FAX: 317/232-8406

